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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	<b>88265-7643</b>	Total Pages	<b>121</b>
First Named Inventor or Application Identifier			
<b>Ruguo HU</b>			
Express Mail Label No.	<b>EV 346 810 379US</b>		

<b>APPLICATION ELEMENTS</b> See MPEP chapter 600 concerning utility patent application contents.	<b>ADDRESS TO:</b> Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450
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- ☒ Fee Transmittal Form (e.g. PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
- ☐ Applicant claims small entity status  
See 37 CFR 1.27.
- ☒ Specification Total Pages **16**  
(preferred arrangement set forth below)
  - Descriptive title of the Invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed Sponsored R&D
  - Reference to Sequence Listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
- ☒ Drawing(s) (35 U.S.C. 113) (Figs. 1-9) Total Sheets **3**
- ☒ Oath or Declaration (executed) Total Pages **2**
  - ☒ Newly executed (original or copy)
  - ☐ Copy from prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)
    - ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
- ☐ Application Data Sheet. See 37 CFR 1.76

- ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (*Appendix*)
- Nucleotide and/or Amino Acid Sequence Submission (*if applicable, all necessary*)
  - ☐ Computer Readable Form (CRF)
  - Specification Sequence Listing on:
    - ☐ CD ROM or CD-R (2 copies); or
    - ☐ Paper
  - ☐ Statements verifying identity of above copies.

<b>ACCOMPANYING APPLICATION PARTS</b>	
9. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & document(s))	
10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input checked="" type="checkbox"/> Power of Attorney (when there is an assignee) (Copy attached)	
11. <input type="checkbox"/> English Translation Document ( <i>if applicable</i> )	
12. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Citations	
13. <input type="checkbox"/> Preliminary Amendment	
14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)	
15. <input type="checkbox"/> Certified copy of Priority Document(s) (if foreign priority is claimed)	
16. <input type="checkbox"/> Non-publication Request Under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent	
17. <input type="checkbox"/> Other:	

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of application no., \_\_\_\_\_ filed.

Prior Application Information: Examiner: \_\_\_\_\_ Group Art Unit: \_\_\_\_\_

**For CONTINUATION OR DIVISIONAL APPLICATIONS ONLY:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

<b>19. CORRESPONDENCE ADDRESS</b>			
Customer Number or Bar Code <b>CUSTOMER NO. 28765</b>			
NAME			
ADDRESS			
CITY	STATE	ZIP CODE	
COUNTRY	TELEPHONE	FAX	
Name (Print/Type)	For Allan A. Fanucci		Registration No.: 30,256
Signature	<i>Allan A. Fanucci</i>		Date <b>1/20/04</b>

**WINSTON & STRAWN LLP**

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NEW YORK, NEW YORK 10166-4193  
212-294-6700

ATTORNEY DOCKET NO.: 88265-7643  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

The following utility patent application is enclosed for filing:

Applicant(s): **Ruguo HU, Lilian MAGEL, and Amanda SCOVILLE**


Title of the Invention: **BEVERAGE PORTIONED PACKAGE FOR  
PREPARING A FOAMY BEVERAGE FROM  
SOLUBLE POWDER**

**PATENT APPLICATION FEE VALUE**

TYPE	NO. FILED	LESS	EXTRA	EXTRA RATE	FEE
Total Claims	20	-20	0	18.00	\$ 0.00
Independent	2	-3	0	86.00	\$ 0.00
<b>Minimum Fee</b>					\$ 770.00
Multiple Dependency Fee If Applicable (\$280.00)					\$
<b>Total</b>					\$ 770.00
50% Reduction for independent inventor, nonprofit organization or small business concern (verified statement as to the applicant's status is attached)					-\$
<b>TOTAL FILING FEE</b>					\$ 770.00

- ☐ **DO NOT PUBLISH.** I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 112(b).
- ☐ Priority of Application No. filed on in is claimed under 35 U.S.C. § 119.
- ☒ Please charge the required fee to Winston & Strawn Deposit Account No. **50-1814**. A copy of this sheet is attached.

Respectfully submitted,



Allan A. Fanucci, Reg. No. 30,256  
**WINSTON & STRAWN**  
**CUSTOMER NO. 28765**

Date

1/20/04

EXPRESS MAIL LIST

To:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

The following items listed below are being filed herewith with the USPTO on January 20, 2004

Express Mail No. <b>EV 346 810 379 US</b>		
Attorney Docket No.	Appln. Serial No./ Patent No.	Items - Documents filed on <b>January 20, 2004</b>
88265-7643	<b>TBA</b>	Utility Patent Application Transmittal (PTO/SB/05); Specification 16 pages including 20 claims; Formal Drawings, Figs. 1-9 (3 sheets); Patent Application Fee Sheet (in duplicate); Executed Inventors' Declaration (2 pages); Executed Power of Attorney By Assignee; Executed Assignment w/Recordation Cover Sheet; Information Disclosure Statement, PTO 1449, 8 refs.

*Please acknowledge receipt of these items as received by returning the enclosed postcards with the date of receipt of January 20, 2004*

NY:833549.9